

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
Ian Charles OGILVY

Confirmation No.:

Serial No.: New U.S. Application

Group Art Unit:

Filed: Herewith

Examiner:

For: COMMUNICATIONS DEVICE WITH CARD FACILITY

Customer No.: 34610

**POWER OF ATTORNEY AND**  
**CERTIFICATION UNDER 37 CFR §3.73(B)**

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314

Sir:

I hereby appoint the following attorney(s) and/or agent(s): Mark L. Fleshner, Registration No. 34,596; Daniel Y.J. Kim, Registration No. 36,186; Carl R. Wesolowski, Registration No. 40,372; John C. Eisenhart, Registration No. 38,128; Donald R. McPhail, Registration No. 35,811; and Carol L. Druzbick, Registration No. 40,287; all of

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with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to them.

**CERTIFICATE UNDER 37 CFR §3.73(b)**

CARDSOFT, INC., located at One Waters Park Drive, Suite 104, San Mateo, California 94403, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of the assignment filed currently herewith.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

The undersigned further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

By: \_\_\_\_\_

John Fruin

Title: Chief Financial Officer

Date: \_\_\_\_\_

12-30-05